
CHAPTER 19 - TOWN OF UNION ADOPTION OF ROCK COUNTY STORM WATER MANAGEMENT ORDINANCE (CHAPTER 28)

State of Wisconsin, Town of Union, Rock County

Section 19.01 TITLE

The title of this ordinance is the Town of Union Adoption of Rock County Storm Water Management Ordinance (Chapter 28).

Section 19.02 AUTHORITY

This ordinance is adopted under authority granted by secs. 60.627, Wisconsin State Statutes.

Section 19.03 FINDINGS OF FACT

The Town of Union finds that uncontrolled, post-construction runoff from land development activity has a significant impact upon water resources and the health, safety, and general welfare of the community, and diminishes the public enjoyment and use of natural resources.

Specifically, uncontrolled post-construction runoff can:

- (A) Degrade physical stream habitat by increasing stream bank erosion and stream bed scour, diminishing groundwater recharge and stream base flows and increasing stream temperature;
- (B) Diminish the capacity of lakes and streams to support fish, aquatic life, recreational, and water supply uses by increasing pollutant loading of sediment, suspended solids, nutrients, heavy metals, bacteria, pathogens and other urban pollutants;
- (C) Alter wetland communities by changing wetland hydrology and increasing pollutant loads;
- (D) Reduce the quality of groundwater by increasing pollutant loading;
- (E) Threaten public health, safety, property, and general welfare by increasing major flood peaks and volumes and overtaxing storm sewers, drainage ways, and other minor drainage facilities;
- (F) Undermine floodplain management efforts by increasing the incidence levels of flooding.

The Town of Union Board finds that properly planned, implemented, and maintained storm water control best management practices (BMPs) can significantly reduce these impacts.

Section 19.04 PURPOSE AND INTENT

(1) PURPOSE. The general purpose of this ordinance is to promote the health, safety, and general welfare of the people, preserve the natural resources, and protect the quality of the waters of the state in the Town of Union, to the extent practicable. Specific purposes are to:

- (A) Prevent and control the adverse effects of storm water; prevent and control soil erosion; prevent and control water pollution; protect spawning grounds, fish and aquatic life; preserve ground cover and scenic beauty; promote sound economic growth; control the exceeding of the safe capacity of existing drainage facilities and receiving water bodies; prevent undue channel erosion; control increases in scouring and transportation of particulate matter; and prevent conditions that endanger

- downstream property.
- (B) Foster consistent, statewide application of post-construction performance standards developed by the DNR under sec. 281.16 (2), Wisconsin State Statutes.
 - (C) Promote cooperation between Rock County and the Town of Union to manage storm water in an effective, cost-efficient, and equitable manner.
- (2) **INTENT.** The intent of this ordinance is to establish long-term, post-construction runoff management requirements that require the use of BMPs to reduce the amount of post-construction storm water and associated pollutants reaching waters of the state or adjacent property. It is intended that permit holders be able to choose the most cost-effective BMPs meeting the performance standards required under this ordinance. This ordinance is not intended to limit activity or division of land permitted under the applicable zoning and land division ordinances.

Section 19.05 ADOPTION OF ORDINANCE

The town board of the Town of Union, by this ordinance, adopted on proper notice with a quorum and roll call vote by a majority of the town board present and voting, provides the authority for the Town of Union to adopt the Rock County Stormwater Management Ordinance (Chapter 28) dated January 8, 2004 as its authority and governance over Town of Union stormwater management issues.

Section 19.06 SEVERABILITY

If any provision of this ordinance or of its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance that can be given effect without the invalid provision of application, and to this end, the provisions of this ordinance are severable.

Section 19.07 EFFECTIVE DATE

This ordinance is effective on publication or posting. The town clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. stats.

Adopted this 5th day of October, 2006.

[Signature of Town Chairman]

Kendall Schneider

**Date
Town Board Chairman**

Posted this _____ day of _____, 20 ____.

Attest: [Signature of town clerk]

Linda O'Leary

**Date
Town Board Clerk**